



Sector #3
Attorney Docket No. F.003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Lawrence Xavier Webb, M.D.
U.S. Application No. : 09/553,683
Filing Date : April 21, 2000
Title : Surgical Targeting System
Examiner : D. Martin
Group Art Unit : 3737

September 8, 2000
New York, New York

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

**Response to
NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION
FILED UNDER 37 CFR 1.53(b)
Filing Date Granted**

Sir:

Applicant, through his undersigned attorney, received from the U.S. Patent and Trademark Office (PTO) a NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION, FILED UNDER 37 CFR 1.53(b), *Filing Date Granted* having a mailing date of July 10, 2000, copy to be returned to PTO attached hereto as **Exhibit A**.

The NOTICE TO FILE MISSING PARTS OF APPLICATION (**Exhibit A**) requires a declaration. Attached hereto as **Exhibit B** is the required DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION for the above-identified application.

Applicant: Lawrence Xavier Webb, M.D.
U.S. Appln. No.: 09/553,683
Filing Date: April 21, 2000
Page 2



Attorney Docket No. F.003

The NOTICE TO FILE MISSING PARTS OF APPLICATION (**Exhibit A**) requires fees. Attached hereto as **Exhibit C** is a duly executed VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) & 1.27(b)) - INDEPENDENT INVENTOR for the above-identified application. The fee amounts for a non-small entity set forth in the NOTICE TO FILE MISSING PARTS OF APPLICATION (**Exhibit A**) are therefore not believed to be applicable to the above-identified application. Accordingly, enclosed for the above-identified application is a check in the amount of FOUR HUNDRED and NINETY-FOUR DOLLARS (\$494.00) for the basic filing fee of THREE HUNDRED and FORTY-FIVE DOLLARS (\$345.00), the additional claims fees of EIGHTY-FOUR DOLLARS (\$84.00), and the surcharge fee of SIXTY-FIVE DOLLARS (\$65.00) for a small entity. Should any additional fees be deemed necessary, we authorize the Deposit Account No. 08-2776 of the below-identified firm to be charged as appropriate.

If the Examiner has any questions about the above, Applicant's Attorney Gordon F. Belcher is requested to be contacted at the telephone number below. Additionally, please address all correspondence to the below-identified firm.

Please return the enclosed self-addressed postcard stamped by the PTO to indicate timely receipt of the enclosed.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gordon F. Belcher".

Gordon F. Belcher
Reg. No. 33,156
Attorney for Applicant
HOPGOOD, CALIMAFDE,
JUDLOWE & MONDOLINO, LLP
60 East 42nd Street
New York, New York 10165
Tel. No. (212) 551-5000

Applicant: Lawrence Xavier Webb, M.
U.S. Appln. No.: 09/553,683
Filing Date: April 21, 2000
Page 3



Attorney Docket No. F.003

Certificate of Mailing Under 37 C.F.R. § 1.8

I hereby certify that this paper, and every attachment and enclosure referred to herein, are being deposited with the United States Postal Service as first-class mail, postage prepaid, in an envelope addressed to:

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

on September 8, 2000
(Date of Deposit)

Rita Akqun
(Name of person making deposit)


(Signature)

FORMALITIES LETTER



OC00000005229819

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

#3

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/553,683	04/21/2000	Lawrence Xavier Webb, M.D.	F. 003

Hopgood Calimafde Kalil & Judlowe LLP
60 East 42nd Street
New York, NY 10165

Date Mailed: 07/10/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$168.
 - \$90 for 5 total claims over 20.
 - \$78 for 1 independent claims over 3.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 988.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

09/14/2000 HUUONG1 00000012 09553683

01 FC:201	345.00 OP
02 FC:205	65.00 OP
03 FC:203	45.00 OP
04 FC:202	39.00 OP

EXHIBIT A